

SENATE BILL NO. 4

INTRODUCED BY LIND

A BILL FOR AN ACT ENTITLED: "AN ACT SUBMITTING TO THE QUALIFIED ELECTORS OF MONTANA AN AMENDMENT TO ARTICLE IV, SECTION 8, OF THE MONTANA CONSTITUTION TO REPEAL TERM LIMITS FOR LEGISLATORS; ~~PROVIDING THAT THE REPEAL OF LEGISLATIVE TERM LIMITS DOES NOT APPLY TO MEMBERS OF THE 60TH LEGISLATURE;~~ AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Article IV, section 8, of The Constitution of the State of Montana is amended to read:

"Section 8. Limitation on terms of office. (1) The secretary of state or other authorized official shall not certify a candidate's nomination or election to, or print or cause to be printed on any ballot the name of a candidate for, one of the following offices if, at the end of the current term of that office, the candidate will have served in that office or had he not resigned or been recalled would have served in that office:

(a) 8 or more years in any 16-year period as governor, lieutenant governor, secretary of state, state auditor, attorney general, or superintendent of public instruction;

~~(b) 8 or more years in any 16-year period as a state representative;~~

~~(c) 8 or more years in any 16-year period as a state senator;~~

~~(d)~~(b) 6 or more years in any 12-year period as a member of the U.S. house of representatives; and

~~(e)~~(c) 12 or more years in any 24-year period as a member of the U.S. senate.

(2) When computing time served for purposes of subsection (1), the provisions of subsection (1) do not apply to time served in terms that end during or prior to January 1993.

(3) Nothing contained herein shall preclude an otherwise qualified candidate from being certified as nominated or elected by virtue of write-in votes cast for said candidate."

NEW SECTION. Section 2. Severability. If a part of this amendment is invalid, all valid parts that are severable from the invalid part remain in effect. If a part of this amendment is invalid in one or more of its applications, the part remains in effect in all valid applications that are severable from the invalid applications.

NEW SECTION. **Section 3. Effective date.** This amendment is effective upon approval by the electorate.

~~NEW SECTION. Section 4. Nonapplicability.~~ This amendment does not apply to members of the 60th legislature.

NEW SECTION. **Section 4. Submission to electorate.** This amendment shall be submitted to the qualified electors of Montana at the general election to be held in November 2008 by printing on the ballot the full title of this act and the following:

☐ FOR repealing term limits for future legislators.

☐ AGAINST repealing term limits for future legislators.

- END -